

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

JAMES H. GORBEY, JR.,
ADMINISTRATOR OF THE ESTATE OF
MARISSA ROSE FISHMAN, DECEASED

Plaintiffs,

v.

RICHARD LONGWILL, BARBARA,
LONGWILL, AIR BASE CARPET MART
INC. d/b/a AIR BASE CARPET MART,
ASHLAND CONSTRUCTION COMPANY,
INC., JOSEPH RIZZO & SONS
CONSTRUCTION CO., INC. a/d/b/a/
ASHLAND CONSTRUCTION COMPANY,
INC., JOSEPH V. RIZZO AND VINCENT
RIZZO

Defendants.

C.A. No. 05-211-MPT

ORDER

Consistent with the Memorandum Opinion dated March 22, 2007,

IT IS ORDERED, ADJUDGED AND DECREED that Ashland's Motion for Partial Summary Judgment as to Choice of Law and Damages (D.I. 81) is GRANTED in part and DENIED in part.

Date: March 22, 2007

/s/ Mary Pat Thyng
UNITED STATES MAGISTRATE JUDGE